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4 Attorney for Defendant, PAUL WHITMORE

5
6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 PAUL WHITMORE,

13 Defendant.

CASE NO: CRF-02-5301 OWW

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**STIPULATION AND ORDER
TO CONTINUE STATUS
CONFERENCE/SENTENCING**

The parties hereto, by and through their respective attorneys, stipulate and agree that the status hearing currently calendared for December 5, 2005 at 1:30 p.m. be continued until December 12, 2005 at 1:30 p.m. before Hon. Oliver W. Wanger.

The purpose of this continuance is to allow the parties in the instant action to learn of the jury's verdict in San Diego Superior Court Action No. 165314, People v. Paul Whitmore. Counsel has learned that the jury is still deliberating in the state court action. Counsel anticipate a jury verdict before December 12, 2005. Knowledge of said verdict, and a sentencing date, if any, will allow counsel for the parties to set future dates for Mr. Whitmore in a meaningful manner.

DATED: November 30, 2005

/s/ Jonathan Conklin
JONATHAN CONKLIN
Assistant United States Attorney
**This was agreed to by Mr. Conklin,
via telephone, on November 29, 2005**

1 DATED: November 30, 2005

/s/ Roger K. Litman
ROGER K. LITMAN
Attorney for Defendant
PAUL WHITMORE

5 **ORDER**

6 The court having considered the stipulation of the parties and GOOD CAUSE
7 APPEARING, the court now orders that the status hearing currently scheduled for
8 December 5, 2005 be continued to December 12, 2005 at 1:30 p.m.

10 DATED: _December 1____, 2005

11 /s/ OLIVER W. WANGER
12 _____
13 HONORABLE OLIVER W. WANGER
14 District Court Judge
15 Eastern District of California